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Julie Hehman
Julie Hehman

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application Examiner:
Lewis, W.

Classification Designation:
606-200.000

Prior Group Art Unit: 3309

Atty. Dkt. No.: UTSD:533/ENE

REQUEST FOR FILING DIVISIONAL APPLICATION
UNDER 37 C.F.R. § 1.60

BOX PATENT APPLICATIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a divisional application under Rule 60 (37 C.F.R. § 1.60) of co-pending prior application Serial No. 08/662,845 filed June 12, 1996 of Phillip D. Purdy entitled INTRAVASCULAR DEVICE.

- ☒ 1. Enclosed is a copy of the prior application Serial No. 08/164,398 as originally filed, including specification, claims, drawings, and declaration. The inventorship

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is the same as prior Application Serial No. 08/164,398. The undersigned hereby verifies that the attached papers are a true copy of the prior application as originally filed and identified above, that no amendments (if any) referred to in the declaration filed to complete the prior application introduced new matter therein, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

- ☒ 2. Enclosed is a check in the amount of \$385.00 to cover the filing fee as calculated below and the fee for any new claims added in the Preliminary Amendment referred to in Clause No. 7 below.

CLAIMS AS FILED IN THE PRIOR APPLICATION
LESS CLAIMS CANCELED BELOW

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee -----				\$385.00
Total Claims	1 - 20 =	X	\$11.00 =	0.00
Independent Claims	1 - 3 =	X	\$40.00 =	\$ 0.00
Multiple Dependent Claim(s) -----				\$-0-.00
TOTAL FILING FEES:				\$385.00

- ☒ 3 (a). Applicant is entitled to Small Entity Status for this application.
- ☒ (b). Verification of Small Entity Status was established in the prior application.

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- ☐ (c). A Small Entity Status Verification is enclosed.
- ☒ 4. If the check is missing or insufficient, the Assistant Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 to 1.21 which may be required for any reason relating to this document, or credit any overpayment to Arnold, White & Durkee Deposit Account No. 01-2508/UTSD:533/ENE.
- ☒ 5. Enclosed is a copy of the current Power of Attorney in the prior application. Please direct all future correspondence to the address indicated below.
- ☒ 6. The prior application is presently assigned to The Board of Regents, the University of Texas System.
- ☐ 7. Enclosed is a preliminary amendment. Any additional fees incurred by this amendment are included in the check at No. 2 above and said fee has been calculated after calculation of claims and after amendment of claims by the preliminary amendment.
- ☒ 8. Cancel in this application claims 1-42 of the prior application before calculating the filing fee. (At least one original independent claim must be retained).
- ☒ 9. Amend the specification by inserting before the first line the sentence: --This is a divisional of co-pending application Serial No. 08/662,845 filed June 12, 1996, ^{now Patent No. 5,693,067} which is a divisional of application Serial No. 08/164,398 filed December 9, 1993 now U.S. Patent No. 5,527,338, which is a continuation-in-part of application Serial No. 07/939,296 filed September 2, 1992 now U.S. Patent No. 5,443,478. The entire text of each of the above-referenced disclosures is specifically incorporated by reference herein without disclaimer.--

- ☒ 10. Enclosed are formal drawings.
- ☒ 11. The Assistant Commissioner is hereby specifically requested to make the Information Disclosure Statement, as well as any prior art of record in the prior application(s), of record in connection with this application.
- ☐ 12. Other: _____.

Respectfully submitted,



Timothy S. Corder
Reg. No. 38,414
Agent for Applicant

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Date: September 26, 1997

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